

AMENDED IN ASSEMBLY APRIL 13, 2005

CALIFORNIA LEGISLATURE—2005–06 REGULAR SESSION

ASSEMBLY BILL

No. 1198

Introduced by Assembly Member Mullin

February 22, 2005

An act to add Section 831 to the Welfare and Institutions Code, relating to juvenile court records.

LEGISLATIVE COUNSEL'S DIGEST

AB 1198, as amended, Mullin. Juvenile court records: County of San Mateo.

Existing law generally provides for the confidentiality of court records. However, existing law specifically authorizes the release of information concerning a minor to specified persons.

This bill would authorize the San Mateo County Board of Supervisors to establish, by resolution, a demonstration project permitting the exchange of information concerning a juvenile, as specified. The project would include an evaluation of the impact of the demonstration project, as specified, and would not exceed 3 years, except as specified.

Vote: majority. Appropriation: no. Fiscal committee: no.
State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 831 is added to the Welfare and
- 2 Institutions Code, to read:
- 3 831. (a) Notwithstanding any other provision of state law, in
- 4 order to enable a demonstration project to test methods and
- 5 procedures of providing efficient and effective services to minors

1 who are subject to the jurisdiction of the juvenile court, who are
2 recipients of public social or mental health services, or who are at
3 risk of involvement or the need for those services, the County of
4 San Mateo may conduct a demonstration program whose
5 objective is to facilitate the exchange of information and
6 documents that might otherwise be confidential according to
7 state law or regulations. The implementation of the
8 demonstration project requires the adoption of a resolution by the
9 San Mateo County Board of Supervisors.

10 (b) If the board of supervisors adopts a resolution authorizing
11 the implementation of the demonstration project, the project shall
12 meet all of the following requirements:

13 (1) In connection with the administration of justice, mental
14 health, and public social services, the program shall permit
15 representatives of the court and other service providers to
16 exchange information that might otherwise be confidential
17 according to state law or regulation.

18 (2) Require all persons or service providers who are permitted
19 to exchange information under the demonstration project *comply*
20 *with current statutes and regulations regarding access to, and*
21 *the confidentiality of, the information being accessed. All persons*
22 *or service providers who are permitted to exchange information*
23 *under the demonstration project shall to sign an agreement that*
24 *the information exchanged will be used only in connection with*
25 *the administration of justice, health services, or public social*
26 *services.*

27 (3) Include an objective evaluation of the impact of the
28 demonstration project on the quality of juvenile justice, health
29 services, and public social services provided to the minors.

30 (4) Not exceed three years' duration until and unless the board
31 of supervisors, having reviewed the evaluation of the
32 demonstration project, determines that the quality of services to
33 minors has been enhanced by the removal of the statutory and
34 regulatory barriers to the exchange of information.